

1  
2 The Honorable James Robart  
3 Noted for: August 23, 2013  
4  
5  
6  
7

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

8 DWIGHT HOLLAND )  
9 vs. ) Plaintiff, ) No. 12-cv-0791 JLR  
10 KING COUNTY ADULT DETENTION, KING ) DECLARATION OF SAMANTHA  
11 COUNTY et al., KING COUNTY DISTRICT ) KANNER IN SUPPORT OF  
12 COURT EAST DIVISION – REDMOND ) DEFENDANTS' MOTION FOR  
13 COURTHOUSE, et al., WASHINGTON STATE ) SUMMARY JUDGMENT  
14 DEPARTMENT OF LICENSING et al., )  
15 WASHINGTON STATE PATROL et al., )  
16 OFFICER WSP ANTHONY BROCK in his )  
17 individual and official capacity as Washington )  
State Patrol Officer, LAKEYSHA NICOLE )  
WASHINGTON in her individual and official )  
capacity as Prosecuting Attorney, KING COUNTY )  
PROSECUTING ATTORNEY'S OFFICE, et al., )  
GRAY WESTSIDE TOWING LLC, )  
Defendant(s). )  
18  
19

20 I, Samantha Kanner, declare and state:

21 1. I am the attorney for Defendants King County Adult Detention, King County, King  
22 County District Court East Division, Lakeysha Nicole Washington and the King  
23

DECLARATION OF SAMANTHA KANNER IN SUPPORT  
OF DEFENDANTS' MOTION FOR SUMMARY JUDGMENT

- 1

Daniel T. Satterberg, Prosecuting Attorney  
CIVIL DIVISION, Litigation Section  
900 King County Administration Building  
500 Fourth Avenue  
Seattle, Washington 98104  
(206) 296-8820 Fax (206) 296-8819

1 County Prosecuting Attorney's Office in this matter. I am over the age of 18 and am  
2 competent to testify. I have personal knowledge of the matters set forth herein.

3 2. Pursuant to the Minute Order setting the trial date in this case (ECF Docket No. 23),  
4 the deadline for disclosure of expert testimony under FRCP 26(a)(2) was July 25,  
5 2013. As of this writing, I have received no disclosures of expert testimony from  
6 plaintiff.

7 3. A true and correct copy of a King County Correctional Facility internal record of  
8 plaintiff's booking and release related to this incident is attached hereto as Exhibit 1.  
9 Plaintiff's date of birth has been redacted pursuant to court rule.

10 4. A true and correct copy of the King County District Court docket from plaintiff's  
11 initial incarceration is attached hereto as Exhibit 2. Plaintiff's date of birth has been  
12 redacted pursuant to court rule.

13 5. A true and correct copy of the criminal complaint filed against plaintiff on December  
14 27, 2011 is attached hereto as Exhibit 3. Plaintiff's date of birth has been redacted  
15 pursuant to court rule.

16 6. A true and correct copy of the King County District Court docket from plaintiff's  
17 criminal case is attached hereto as Exhibit 4. Plaintiff's date of birth has been  
18 redacted pursuant to court rule.

19     ///

20     ///

21     ///

22     ///

23     ///

DECLARATION OF SAMANTHA KANNER IN SUPPORT  
OF DEFENDANTS' MOTION FOR SUMMARY JUDGMENT

- 2

**Daniel T. Satterberg**, Prosecuting Attorney  
CIVIL DIVISION, Litigation Section  
900 King County Administration Building  
500 Fourth Avenue  
Seattle, Washington 98104  
(206) 296-8820 Fax (206) 296-8819

7. A true and correct copy of the January 9, 2012 order finding probable cause in plaintiff's criminal case is attached hereto as Exhibit 5.

I declare under penalty of perjury under the laws of the state of Washington that the foregoing is true and correct.

Signed this 1 day of August, 2013 at Seattle, Washington.

**SAMANTHA D. KANNER**

DECLARATION OF SAMANTHA KANNER IN SUPPORT  
OF DEFENDANTS' MOTION FOR SUMMARY JUDGMENT

# Exhibit 1

Declaration of Kanner

[Browse Jail Register](#) | [Search Jail Booking System](#)**HOLLAND, DWIGHT M****King County****Physical Characteristics** [show](#) [hide](#)

DOB: [REDACTED]  
Race: Black  
Gender: M  
Height: 510  
Weight: 225  
Eye Color: BRO

**Booking Events**[show](#) [hide](#)**King County Jail Custody: OUT, Total Bail \$ 0.00**

BA: 211028790  
Book Unit: King County Correctional Facility - Seattle  
Book Date: 09/16/2011 02:58  
Release Date: 09/16/2011 13:07  
Release Reason: Bond

[Get Mug Shot](#)  [Booking Detail](#)[show](#) [hide](#)**All Associated Aliases** [show](#) [hide](#)**1.HOLLAND, DWIGHT MICHAEL****Agency IDs** [show](#) [hide](#)

CCN: 1897785  
AFIS:437393  
FBI:  
SID: WA15954664

**Charges For This Booking**[show](#) [hide](#)**Location Detail** [show](#) [hide](#)

No location data available at this time.

**Addresses** [show](#) [hide](#)**Associated Vehicles** [show](#) [hide](#)

## Pending Events

[show](#) [hide](#)

Charge Number:	1
Charge:	D.W.I.
RCW / ORD:	46.61.502
Bail:	\$500.00
Charge Status:	Charged awaiting trial
Type Of Warrant:	Misdemeanor (direct)
Charge Rel Reason:	Bond
Charge Rel Date:	09/16/2011
Charge Date:	09/16/2011
Originating Agency:	WASH STATE PATROL (SEATTLE)
Case No:	
Court:	NORTH EAST
Cause No:	1Z0501814
Sentence Date:	
Days Served:	0
Max Days:	0
Min Days:	0
Uniform Crime Code:	21

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[The details.](#)

# Exhibit 2

Declaration of Kanner

DD7020SX JGW  
07/31/2013 2:44 PMKING COUNTY DISTRICT COURT  
D O C K E T

PAGE: 1

## DEFENDANT

HOLLAND, DWIGHT MICHAEL  
325 WASHINGTON AVE SO STE 332  
KENT WA 98032CASE: 1Z0501814 KNJ  
Probable Cause  
Agency No.

Home Phone: 2062909460

AKA No aliases on file.

## CHARGES

Violation Date: 09/16/2011 DV Plea Finding  
1 PCDWI PC DRIVING WHILE INTOXICA N Dismissed

## TEXT

S 09/21/2011 Case Filed on 09/21/2011 KKK  
 U CASE NOT FILED - ENTERED FOR PURPOSE OF BAIL/BOND ONLY  
 S 09/22/2011 DEF 1 HOLLAND, DWIGHT MICHAEL Added as Participant  
 Charge 1 Dismissed : Chrg Not Fld Pnd  
 Case Heard Before Judge PRESIDING JUDGE  
 BON 1 ALL CITY BAIL BOND Added as Participant  
 11265104140 Appearance Bond Posted for DEF 1 500.00  
 Posted by: ALL CITY BAIL BOND  
 Appearance Bond S0501749308 Exonerated 500.00  
 U EXONERATION LETTER MAILED TO BONDING CO  
 S Case Disposition of CL Entered  
 U CASE NOT FILED YET  
 S 09/27/2011 PCN added to case JJS  
 U 10/07/2011 DEFENDANT PHONED; INFORMED CASE NOT YET FILED WITH KCDC AND ALT  
 NO HEARING SCHEDULED AT THIS TIME. DEFENDANT'S ADDRESS  
 UPDATED.

## ADDITIONAL CASE DATA

Case Disposition  
Disposition: Closed Date: 09/22/2011Parties  
Bondsman ALL CITY BAIL BONDPersonal Description  
Sex: M Race: B DOB: [REDACTED]  
Dr.Lic.No.: [REDACTED] State: WA Expires: 2014  
Employer: FEDERAL EXP  
Height: 5 10 Weight: 222 Eyes: BRO Hair: BLK

End of docket report for this case

CERTIFICATION - State of Washington, County of King.  
The undersigned duly authorized clerk of King County District Court, Washington, hereby Certifies that the document on which this stamp is imprinted is a true and correct copy of the original filed in the court.SIGNED Johnna Woods  
7/31/13, Court Clerk

# Exhibit 3

Declaration of Kanner

**FILED**

DEC 27 2011

KCDC - East Division  
Redmond

King County District Court, East Division, Redmond Courthouse

STATE OF WASHINGTON, )  
vs. ) Plaintiff, )  
DWIGHT MICHAEL HOLLAND ) No. 1Z0501814  
DOB: [REDACTED] )  
Defendant, ) COMPLAINT

I, Daniel T. Satterberg, Prosecuting Attorney, in the name and by the authority of the State of Washington, do accuse DWIGHT MICHAEL HOLLAND of the crime of **Driving While Under the Influence**, committed as follows:

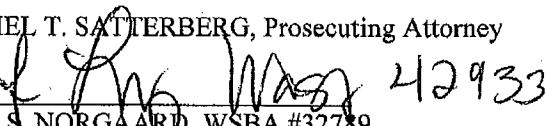
That the defendant DWIGHT MICHAEL HOLLAND in King County, Washington on or about 16 September 2011, drove a vehicle within this state while under the influence of or affected by intoxicating liquor or any drug; and/or while under the combined influence of or affected by intoxicating liquor and any drug;

Contrary to RCW 46.61.502 and 46.61.506, and against the peace and dignity of the State of Washington.

And I, Daniel T. Satterberg, Prosecuting Attorney for King County, do further allege that the Defendant did refuse to take a breath test offered pursuant to RCW 46.20.308; contrary to Revised Code of Washington 46.61.5055.

**AND COMES NOW PLAINTIFF, STATE OF WASHINGTON, AND HEREBY DEMANDS A JURY TRIAL IN THE ABOVE-ENTITLED CAUSE. SUCH DEMAND IS MADE PURSUANT TO CrRLj 6.1.1(B).**

DANIEL T. SATTERBERG, Prosecuting Attorney

By:   
ERIN S. NORGAARD, WSB#32789  
Senior Deputy Prosecuting Attorney

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# Exhibit 4

Declaration of Kanner

DD7020SX JGW  
07/31/2013 2:44 PMKING COUNTY DISTRICT COURT  
D O C K E T

PAGE: 1

DEFENDANT  
HOLLAND, DWIGHT MICHAEL  
325 WASHINGTON AVE SO STE 332  
KENT WA 98032CASE: 1Z0501814 WSP  
Criminal Traffic  
Agency No. RED

Home Phone: 2062909460

AKA No aliases on file.

OFFICER  
00716 WSP BROCK, ANTHONY

## CHARGES

Violation Date: 09/16/2011 DV Plea Finding  
1 46.61.502 DUI N Not Guilty Dismissed

## TEXT

S 12/27/2011 Case Filed on 12/27/2011 CAD

DEF 1 HOLLAND, DWIGHT MICHAEL Added as Participant

OFF 1 BROCK, ANTHONY Added as Participant

ARR Set for 01/09/2012 08:45 AM

in Room RE2 with Judge FVL

U FILED THROUGH INVESTIGATION AT REDMOND COURT

CITATION AND SUBPOENA REQUEST FOR TRIAL FILED

S 12/28/2011 Notice Issued for ARR on 01/09/2012 08:45 AM MYM

U 12/30/2011 DEFENDANT CALLS TO CONFIRM DATE TIME AND LOCATION OF ASV  
UPCOMING HEARING.

S 01/09/2012 ARR: Not Held, Wt/FTA Ordered KLK

U RE2 12:07 ALD ALD

JUDGE FRANK V LASALATA

DPA JACOB BROWN PRESENT

DEFENDANT NOT PRESENT

COURT FINDS PROBABLE CAUSE

COURT NOTES FTA AND ORDERS \$5,000 CASH / BOND WARRANT PENDING

ADDRESS CERTIFICATION BY THE STATE

01/10/2012 ENTRY OF PLEA FILED BY DEFENDANT CAD

PAPERWORK REFERRED TO JUDGE LASALATA

DEF CALLS, HAS QUESTIONS REGARDING CASE STATUS, TRANSFERRED PMH

CALL TO KCDC REDMOND DIVISION FOR FURTHER INQUIRY AND  
ASSISTANCE.

01/11/2012 DATA BASE SEARCH FILED REQUESTING ARR RE-SET AND NOTICE CAD

MAILED TO NEW ADDRESS

PER JUDGE LASALATA, ARR RE-SET PER STATE REQUEST

S ARR Set for 01/23/2012 08:45 AM

in Room RE4 with Judge DKT

01/12/2012 Notice Issued for ARR on 01/23/2012 08:45 AM MAC

U DEFENDANT PHONED; GIVEN HEARING DATE, TIME, AND LOCATION. ALT

DEFENDANT'S ADDRESS UPDATED.

01/20/2012 DOCUMENTATION FILED AT NMRJC NJT

ENTRY OF PLEA

DEFENDANT'S MOTION TO QUASH SUMMONS

DECLARATION OF EXECUTORSHIP

DOCUMENTS E COPIED TO THE REDMOND COURTHOUSE AS ARRAIGNMENT  
IS ON 1/23/12

Docket continued on next page

CERTIFICATION - State of Washington, County of King.  
The undersigned duly authorized clerk of King County District  
Court, Washington, hereby Certifies that the document on  
which this stamp is imprinted is a true and correct copy of  
the original filed in the court.SIGNED Pohana Woods  
7/31/13, Court Clerk

DD7020SX JGW  
07/31/2013 2:44 PMKING COUNTY DISTRICT COURT  
D O C K E T

PAGE: 2

DEFENDANT  
HOLLAND, DWIGHT MICHAELCASE: 1Z0501814 WSP  
Criminal Traffic  
Agency No. RED

TEXT - Continued

S 01/23/2012 ARR: Not Held, Wt/FTA Ordered LRH  
U RE4 10:52 BEGIN / LRH  
JUDGE DONNA K. TUCKER PRESIDING  
DPA STEPHAN THOMAS PRESENT FOR THE STATE  
DEFENDANT NOT PRESENT  
COURT RULING - PREVIOUS PC, ISSUE WARRANT \$5,000 CASH  
OR BOND

S 01/27/2012 BENCH Warrant Ordered  
Print on or after 01/27/2012  
Warrant expires on 01/27/2015

01/30/2012 BENCH Warrant Issued for SYS  
Fail To Appear For Hearing  
Bail: 5,000.00 + 0.00 Warrant Fee; Total Bail 5,000.00

U 02/01/2012 DEFENDANT'S MOTION TO VACATE FAILURE TO APPEAR, REQUEST OF CER  
DATE FOR ORAL ARGUMENT AND PROPOSED ORDER TO QUASH WARRANT  
FILED AT MRJC, SCANNED TO REDMOND WORKFLOW WITH EMAIL  
TO ADVISE.

02/02/2012 DEFENDANT'S MOTION TO VACATE REFERRED TO JUDGE TUCKER FOR KXL  
REVIEW

02/14/2012 PER JUDGE TUCKER - SET FOR BENCH WARRANT CALENDAR, MOTION TO  
QUASH BENCH WARRANT IS DENIED

S MOT BW Set for 02/27/2012 03:00 PM  
in Room RE1 with Judge JEG

U DEF'S ADDRESS UPDATED FROM MOTION TO QUASH BENCH WARRANT  
NOTICE MAILED TO DEF

S 02/24/2012 MOT BW Rescheduled to 02/28/2012 03:00 PM JJS  
in Room RE3 with Judge LKJ

U RESCHEDULED TO CORRECT CALENDAR (NO BENCH WARRANT CALENDAR  
ON 2/27)  
ATTEMPTED CALL TO DEFENDANT TO NOTIFY OF DATE CHANGE - NO  
RESPONSE ON NUMBER LISTED ON PER SCREEN, UNABLE TO LEAVE  
MESSAGE  
THIRD PARTY AT FRONT COUNTER FILES-PROPOSE ORDER TO DISMISS  
AND VACATE ANY AND OR ORDERS-ANSWER TO COMPLAINT AND MOTION  
TO DISMISS AND VACATE ANY AND OR ORDER-ALL PREPPED FOR  
SCANNING TO REDMOND COURTHOUSE JEM

S 02/28/2012 MOT BW: Not Held, Wt/FTA Ordered SDF  
U RE3 03:31 SDF  
JUDGE PRO TEM HOLLY JOHNSON PRESIDING FOR LKJ  
PA WAIVES PRESENCE  
DEF NOT PRESENT  
COURT RULING: WARRANT REMAINS

03/02/2012 FILED: ANSWER TO COMPLAINT AND MOTION TO DISMISS AND VACATE KXL  
ANY AND OR ORDERS  
MOTION TO DISMISS REFERRED TO JUDGE GARROW FOR REVIEW

03/05/2012 COURT RULINGS PER JUDGE PRO-TEM JOHANNA BENDER: EDN  
-NO ACTION ON DEF'S MOTION AS CASE IS IN WARRANT STATUS  
-DEF WAS NOT NOTIFIED OF NEW BENCH WARRANT HEARING, RESET AND  
SEND NOTICE

Docket continued on next page

DD7020SX JGW  
07/31/2013 2:44 PMKING COUNTY DISTRICT COURT  
D O C K E T

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DEFENDANT  
HOLLAND, DWIGHT MICHAELCASE: 1Z0501814 WSP  
Criminal Traffic  
Agency No. RED

## TEXT - Continued

S 03/05/2012 MOT BW Set for 03/12/2012 03:00 PM  
in Room RE4 with Judge DKT EDN

U NOTICE TO ISSUE

S 03/06/2012 Notice Issued for MOT BW on 03/12/2012 03:00 PM MYM

U 03/12/2012 RE4 03:30 / LRH LRH

PRO TEM HOLLY JOHNSON FOR JUDGE (DKT)  
DPA NOT PRESENT AT WARRANT WALK-IN CALENDARS  
DEFENDANT NOT PRESENT  
WARRANT STAYS OUTSTANDING

S MOT BW: Not Held, Wt/FTA Ordered SDF

U 06/04/2012 MOTION FOR ORDER TO SHOW CAUSE RE: VACATION OF JUDGMENT/ORDER CER  
AND DELCARATIONS IN SUPPORT OF MOTION TO VACATE ALONG WITH  
ORDER ON MOTION AND ORDER TO SHOW CAUSE FILED, SCANNED  
TO REDMOND COURTHOUSE WORKFLOW.

06/06/2012 FILED: MOTION AND ORDER TO SHOW CAUSE RE: VACATION OF KXL  
JUDGMENT/ORDER

06/07/2012 MOTION AND ORDER TO SHOW CAUSE REFERRED TO JUDGE JACKE

06/11/2012 DEFENDANT AT FRONT COUNTER TO SIGN UP FOR WARRANT WALK IN CZL  
CALENDAR  
DEFENDANT'S ADDRESS VERIFIED FROM WARRANT WALK IN  
APPLICATION

S MOT BW Set for 06/11/2012 03:00 PM

U in Room RE2 with Judge FVL

DEFENDANT PROVIDED COPY OF DOCKET SCREEN TO NOTIFY OF HEARING  
TIME/LOCATION

S MOT BW on 06/11/2012 03:00 PM

Changed to Room RE2 with Judge MJF

MOT BW: Held RXP

U RE2 03:34 RXP

JUDGE PRO TEM KETU SHAH PRESIDING FOR JUDGE LA SALATA  
DPA'S PRESENCE WAIVED AT WARRANT WALK IN CALENDAR  
DEFENDANT PRESENT PRO SE  
COURT REVIEWS FTA HISTORY  
03:38 - DEF'S STATEMENT REGARDING MISSED HEARING  
COURT RECALLS WARRANT  
RECALL FAXED TO KING COUNTY PD, CONFIRMATION RECEIVED  
COPY OF RECALL CONFIRMATION & HEARING NOTICE TO DEF IN PERSON

S Warrant Recalled

ARR N Set for 06/25/2012 08:45 AM

in Room RE3 with Judge LKJ

U 06/12/2012 PER JUDGE JACKE RE: MOTION AND ORDER TO SHOW CAUSE - NO KXL  
ACTION TAKEN

S 06/13/2012 Warrant Returned KKK

U 06/21/2012 NOTICE OF SPECIAL APPEARANCE AND DEF'S AFFIDAVIT FILED CMS

S 06/25/2012 ARR N: Held ALD

U RE3 9:36 ALD

JUDGE LINDA K JACKE  
DPA STEPHEN THOMAS PRESENT  
DEFENDANT PRESENT PRO SE

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07/31/2013 2:44 PMKING COUNTY DISTRICT COURT  
D O C K E T

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DEFENDANT  
HOLLAND, DWIGHT MICHAELCASE: 1Z0501814 WSP  
Criminal Traffic  
Agency No. RED

TEXT - Continued

U 06/25/2012 DEFENDANT TO PROCEED WITHOUT ATTY ALD  
 CASE PASS FOR DEFENDANT TO REVIEW WAIVER OF RIGHT TO LAWYER  
 9:55 CONTINUE  
 COURT NOTES DISADVANTAGES TO PROCEEDING WITHOUT COUNSEL  
 COURT REVIEW WAIVER OF RIGHT TO ATY  
 S Defendant waived counsel on 06/25/2012  
 U DEFENDANT ADVISED OF RIGHTS.  
 DEFENDANT ENTERS A PLEA OF NOT GUILTY  
 COURT MAKES A FINDING OF PROBABLE CAUSE  
 CONDITIONS OF RELEASE/COURT DATE TO DEFENDANT IN PERSON  
 S Defendant Arraigned on Charge 1  
 U Plea/Response of Not Guilty Entered on Charge 1  
 PLAINTIFF RESPONSE TO REQUEST FOR DISCOVERY AND PLAINTIFF'S ECR  
 REQUEST FOR DISCOVERY FILED (DCORAUTO)  
 WAIVER OF RIGHT TO LAWYER FILED (DCORAUTO)  
 S 06/28/2012 PTR N Set for 08/02/2012 08:45 AM ALD  
 in Room RE3 with Judge LKJ  
 U 07/30/2012 FILED-DEFENDANT'S NOTICE OF SPECIAL APPEARANCE KLK  
 07/31/2012 MOTION TO DISMISS LACK OF JURIS. FILED BY DEF CMS  
 S 08/02/2012 PTR N: Held SDF  
 U RE3 09:37 SDF  
 JUDGE LINDA K JACKE PRESIDING  
 STATE PRESENT REPRESENTED BY JACOB BROWN  
 DEF PRESENT PRO SE  
 DEF PREVIOUSLY WAIVED AN ATTY  
 DEF REQUESTS OCTOBER DATE  
 PRETRIAL ORDER SIGNED  
 COPIEE GIVEN TO ALL PARTIES IN PERSON  
 FILED: WAIVER OF TIME FOR TRIAL THROUGH 12/20/12  
 08/03/2012 MOTION, CERTIFICATION AND ORDER OF DISMISSAL FILED BY DPA CAD  
 MOTION/ORDER REFERRED TO JUDGE JACKE  
 JUDGE JACKE SIGNS ORDER OF DISMISSAL  
 S Charge 1 Dismissed : State's Mtn-Othr  
 Case Heard Before Judge JACKE, LINDA K  
 Case Disposition of CL Entered  
 U COPY OF ORDER MAILED TO DEFENDANT AND FORWARDED TO STATE  
 09/21/2012 SUBPOENA LOG FILED (DCORAUTO) ECR

## ADDITIONAL CASE DATA

Case Disposition

Disposition: Closed

Date: 08/03/2012

## Personal Description

Sex: M Race: B DOB: [REDACTED]

Dr.Lic.No.: [REDACTED] State: WA Expires: 2014

Employer: FEDERAL EXP

Height: 5 10 Weight: 222 Eyes: BRO Hair: BLK

## Hearing Summary

Held BENCH WARRANT MOTION ON 06/11/2012 AT 03:00 PM IN ROOM RE2 WITH MJF

Docket continued on next page

DD7020SX JGW  
07/31/2013 2:44 PM

KING COUNTY DISTRICT COURT  
D O C K E T

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DEFENDANT  
HOLLAND, DWIGHT MICHAEL

CASE: 1Z0501814 WSP  
Criminal Traffic  
Agency No. RED

ADDITIONAL CASE DATA - Continued

Hearing Summary

Held	ARRAIGNMENT	ON 06/25/2012 AT 08:45 AM IN ROOM RE3 WITH LKJ
Held	PRETRIAL HEARING	ON 08/02/2012 AT 08:45 AM IN ROOM RE3 WITH LKJ

End of docket report for this case

# Exhibit 5

Declaration of Kanner

**KING COUNTY DISTRICT COURT  
EAST DIVISION - REDMOND COURTHOUSE**

**STATE OF WASHINGTON,**

**vs.**

**HOLLAND, DWIGHT MICHAEL  
Defendant**

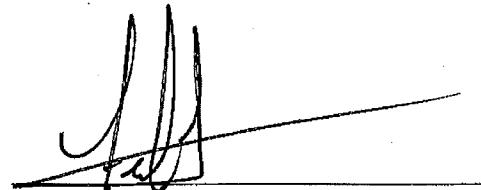
**No.: 1Z0501814**

**FINDING OF PROBABLE CAUSE**

After a careful review of the files and records herein including the statement of probable cause executed by the citing law enforcement officer along with any report submitted by that officer and any accompanying documentation to that report.

THE COURT HEREBY FINDS THAT PROBABLE CAUSE EXISTS that on 9/16/2011 the crime of DUI may have been committed.

Dated: **January 9, 2012**

  
**Frank V. LaSalata, Judge**